

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

2:10-CV-2130 JCM (PAL)

SOMERSET SHOPPING CENTER  
COMPANY LIMITED  
PARTNERSHIP, et al.,

Plaintiffs,

v.

LEE HUDSON, et al.,

Defendants.

**ORDER**

Presently before the court is plaintiffs Somerset Shopping Center Company, Limited Partnership and Estwin Corporation, as general partner of Somerset Shopping Center's motion to stay (doc. #8), which somehow escaped the court's attention.

In the motion (doc. #8), plaintiff asks this court to stay the proceedings in order to give defendant Lee Hudson's insurance company, Travelers Insurance Company, an opportunity to decide whether to defend and/or indemnify Mr. Hudson. The case arises from Mr. Hudson's dry cleaning business allegedly using chemicals that contaminated the soil and ground water of the defendant's shopping center. Plaintiff contends that if Travelers Insurance decides to cover remediation costs, "then this suit might be rendered moot." (Doc. #8).

After contacting the insurance company, plaintiff agreed not to file a motion for default, and concluded that "it is in its best interest to give them an opportunity to investigate this claim" and stay

1 the case for ninety days from that date, February 16, 2011. However, as ninety days have passed, the  
2 motion for stay is moot.

3 Good cause appearing,

4 IT IS HEREBY ORDERED ADJUDGED AND DECREED that plaintiffs Somerset  
5 Shopping Center Company, Limited Partnership and Estwin Corporation, as general partner of  
6 Somerset Shopping Center's motion to stay (doc. #8) be, and the same hereby is, DENIED, as moot.

7 DATED August 10, 2011.

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10 UNITED STATES DISTRICT JUDGE